

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

SEP 20 1994

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed..... Map filed. SEP 20 1994

The applicant..... Robert M. Hay.....

P.O. Box 939..... of Winnemucca,
Street and No. or P.O. Box No. City or TownNevada 89445..... hereby make.s application for permission to change the
State and Zip Code No.point of diversion of a portion.....
Point of diversion, manner of use, and/or place of useof water heretofore appropriated under..... Permit No. 27893 Cert. 9998.
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and
identify right in Decree.1. The source of water is..... Underground.....
Name of stream, lake, underground spring or other source.2. The amount of water to be changed..... 1.07 cfs.....
Second feet, acre feet. One second foot equals 448.83 gallons per minute.3. The water to be used for..... Irrigation purposes.....
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.4. The water heretofore permitted for..... Irrigation purposes.....
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.5. The water is to be diverted at the following point..... within the SE1/4 NE1/4 of Section 9, T.36N.
Describe as being within a 40-acre subdivision of public survey and by course andR.38E., M.D.B.&M. or at a point from which the E1/4 corner of said Section 9
distance to a section corner. If on unsurveyed land, it should be stated.

bears S 39°49' E a distance of 900.0 feet.

6. The existing permitted point of diversion is located within..... The NE1/4 NE1/4 of Section 9, T.36N.,
If point of diversion is not changed, do not answer.

R.38E., M.D.B.&M., or at a point from which the NE corner of said Section 9

bears N 48° 17' E a distance of 600.8 feet

Unchanged

7. Proposed place of use.....
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.8. Existing place of use..... 12.1 acres in the NE1/4 NE1/4 of Section 9, T.36N., R.38E., M.D.B.&M.
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or14.1 acres in the SE1/4 NE1/4 of Section 9, T.36N., R.38E., M.D.B.&M.
manner of use of irrigation permit, describe acreage to be removed from irrigation.

12.0 acres in the NE1/4 SE1/4 of Section 9, T.36N., R.38E., M.D.B.&M.

38.2 acres total

9. Use will be from..... March 1st..... to..... November 1st..... of each year.
Month and Day Month and Day10. Use was permitted from..... March 1st..... to..... November 1st..... of each year.
Month and Day Month and Day11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.)..... Drill well, install pump, motor, &
State manner in which water is to be diverted, i.e. diversion structure.pipeline to irrigation ditch system.
ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works..... in excess of \$15,000.00

13. Estimated time required to construct works..... 3 years

14. Estimated time required to complete the application of water to beneficial use..... 5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

Existing well is not producing sufficient quantity of water to irrigate
the Place of Use, applicant wishes to drill a supplement well.

Compared..... pm/jk..... cl/cms

Desert Mountain Surveying as agent
 By..... s/John H. Milton III
146 W. Second Street
Winnemucca, NV 89445

Protested.....

APPROVAL
 OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 27893 Certificate 9998 is issued subject to the terms and conditions imposed in said Permit 27893 Certificate 9998 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The total combined duty of water under Permit 27893 Certificate 9998 and Permit 60496 shall not exceed 114.60 acre-feet per season.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 1.07..... cubic feet per second, and not to exceed a seasonal duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before..... April 15, 1999

Proof of completion of work shall be filed before..... May 15, 1999

Application of water to beneficial use shall be made on or before..... April 15, 2002

Proof of the application of water to beneficial use shall be filed on or before..... May 15, 2002

Map in support of proof of beneficial use shall be filed on or before..... May 15, 2002

Completion of work filed..... JUN 12 2003

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No..... Issued.....

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
 State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 15th day of April,

A.D. 19..... 97

R. Michael Turnipseed P.E.
 State Engineer